

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

EDWARD M. LUCKASEVIC, ROBERT)	
STARANKO, ROBERT BONUCCI, JR., JOHN)	
J. WHITE, LOUIS J. LUBECKI, JR.,)	
WILLIAM F. WILKINSON, COLETTE G.)	
SPHAR, MATTHEW STASICHA, JAMES)	
A. LUTES and FRANK BENNETT,)	
)	
Plaintiffs,)	
)	
v.)	2:06cv1629
)	Electronic Filing
)	
WORLD KITCHEN, INC., WKI HOLDING)	Judge Cercone
COMPANY, INC., TIMOTHY GERTZ,)	Magistrate Judge Caiazza
DONALD O. GOOD and SHAWN)	
STARANKO,)	
)	
)	
Defendants.)	

MEMORANDUM ORDER

On December 13, 2006, this case was referred to United States Magistrate Judge Francis X. Caiazza for pretrial proceedings in accordance with the Magistrates Act, 28 U.S.C. §§ 636(b)(1)(A) and (B), and Rules 72.1.3 and 72.1.4 of the Local Rules for Magistrates.

On July 30, 2007, the magistrate judge issued a Report (Document No. 26) recommending that the Defendants' Motion to Dismiss (Document No. 21) be granted regarding Defendants Donald O. Good, Shawn Staranko and Timothy Gertz, but otherwise denied. Service of the Report and Recommendation was made on the parties, and objections were filed by the Defendants on August 16, 2007. See Doc. 27.

After a *de novo* review of the pleadings and documents in the case, together with the Report and Recommendation and the objections thereto, the following Order is entered:

AND NOW, on this 6th day of September, 2007,
IT IS ORDERED that the Defendants' Motion to Dismiss (Document No. 21) is **GRANTED** regarding Donald O. Good, Shawn Staranko and Timothy Gertz, and these Defendants are DISMISSED from this lawsuit. Otherwise, the Defendants' Motion to Dismiss is **DENIED**.

The Report and Recommendation of Magistrate Judge Caiazza dated July 30, 2007, is hereby adopted as the opinion of this Court.



David Stewart Cercone
United States District Judge

cc: Honorable Francis X. Caiazza
United States Magistrate Judge

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